



PATENT
ATTORNEY DOCKET NO.: 041514-5149

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Yasuhisa ABE et al.

Application No.: 09/973,073

Filed: October 10, 2001

For: SPEAKER DIAPHRAGM

Mail Stop RCE

Group Art Unit: 2837

Examiner: K. Lockett

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop RCE
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

☒ Previously submitted:

☒ Please consider the Response and Request for Reconsideration under 37 C.F.R. § 1.116 previously filed on June 4, 2003. (Any unentered amendment(s) referred to above will be entered).

☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.

☐ Other _____.

☒ Enclosed:

☒ Preliminary Amendment

☐ Affidavit(s)/Declaration(s)

☐ Information Disclosure Statement with Form 1449 and 1 document as listed

☐ Other _____.

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2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- ☐ Other _____.

3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

☒ \$750.00☐ \$370.00 (for small entity)

(b) Extension of Time

- ☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,440.00	\$720.00

(c) Other _____.

The total fee for this submission: \$860.00.

4. Fee Payment

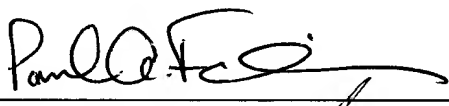
- ☐ Check in the amount of \$740.00 filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge **\$860.00** representing the required RCE fee (\$750.00) and a one-month extension of time fee (\$110.00) to our Deposit Account No. 50-0310.

5. Additional papers enclosed:

- ☐ Preliminary Amendment
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 
Paul A. Fournier
Reg. No. 41,023

Dated: July 7, 2003

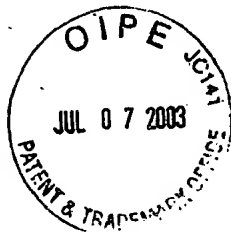
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PRELIMINARY AMENDMENT FILED WITH RCE UNDER 37 C.F.R. § 1.114

Concurrently filed herein with a Request for Continued Examination and prior to continued examination, please amend the above-identified patent application as follows.